IN THE HIGH COURT OF JUDICATURE OF BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO. 2921 OF 1986

Godrej Soaps Pvt.ltd. .. Plaintiff

versus

Todi Industries Pvt.Ltd. & Anr. .. Defendants

...

Ms.Yamini i/b Umesh Shetty & Co. for the plaintiff.

Mr.M.S. Rane i/b Purnanand & Co. for the defendant no.1.

Mr.N. Janardhan i/b Narayan & Narayan for the defendant no.2.

CORAM : D.G. KARNIK,J.

DATED : 10th June 2005.

P.C.:

1. Heard the learned counsel for the parties.

2. Learned counsel for the plaintiff states that plaintiff does not wish to prosecute the suit. The learned counsel for the defendant nos.1 and 2 state that the matter may be adjourned as the conveyance is

still pending. If so, the defendants are free to take such legal action as they may be advised. The plaintiff has an unconditional right to withdraw the suit filed by it and the defendants can only press for the costs in case of an unconditional withdrawal. The defendants do not press for the costs. Suit is disposed of for non prosecution with no order as to costs.

D.G. KARNIK, J